

## LEGISLATIVE COMMITTEE NOTES – Template 2017

SENATE JUDICIAL CONFIRMATION COMMITTEE	
Bill Title/Subject Matter:	Interview of Ms. Paige Petersen
Legislator(s) –Sponsor:	Committee
Interested Parties:	
Code Reference:	
<p><b>Description:</b> The committee considered the confirmation of Ms. Paige Petersen to the Utah Supreme Court.</p> <p><b>Meeting Materials:</b> None</p> <p><b>Audio:</b></p> <ul style="list-style-type: none"> <li><a href="#">Interview of Ms. Paige Petersen</a></li> </ul> <p><i>[Action: Sen. Hillyard MOTION THE MADE to recommend to the full Senate Ms. Paige Petersen’s confirmation to the position of Justice of the Utah Supreme Court. PASSED]</i></p>	
BUSINESS AND LABOR INTERIM COMMITTEE	
Bill Title/Subject Matter:	Draft Legislation “Fireworks Restrictions”
Legislator(s) –Sponsor:	Rep. James A. Dunnigan & Sen. Iwamoto
Interested Parties:	Jason Amott, Managing Director, Blast Pyro, LLC
Code Reference:	
<p><b>Description:</b> A committee bill file was opened in August to modify fireworks provisions. The committee considered draft legislation that amends provisions related to the permissible discharge of fireworks. This bill modifies provisions to existing infraction (53-7-225 subsection (4)) and class B misdemeanor (65A-8-212).</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li><a href="#">Fireworks Restrictions (2018 General Session Draft Legislation)</a></li> </ul> <p><b>Audio:</b></p> <ul style="list-style-type: none"> <li><a href="#">Draft Legislation "Fireworks Restrictions"</a></li> <li><a href="#">Fireworks Restrictions (2018 General Session Draft Legislation)</a></li> </ul> <p><i>[Action: A MOTION WAS MADE to recommend Fireworks Restrictions as a committee bill. PASSED]</i></p>	
Bill Title/Subject Matter:	Draft Legislation “Alternative Pain Management Study”
Legislator(s) –Sponsor:	Sen. Bramble
Interested Parties:	C. McClain Haddow, Upstream Consulting, representing the American Kratom Association Dr. Kurt Hegmann, Director, Rocky Mountain Center for Occupational and Environmental Health
Code Reference:	
<p><b>Description:</b> Christine R. Gilbert, Associate General Counsel, Office of Legislative Research and General Counsel introduced the draft legislation. A committee bill file was opened in September to pursue a study on non-opioid medications as a viable alternative for pain management. The committee considered the draft legislation. The discussion regarding the draft included concerns that the draft singles out the alternative therapy Kratom, a substance the FDA has recently issued an advisory regarding risks associated with its use. Also, the</p>	

bill instructs the Department of Health to take a number of actions, but the committee had no input from the Department. Members of the committee thought that a better place for the draft legislation was the Health and Human Services Committee.

**Meeting Materials:**

- [Alternative Pain Management Study \(2018 General Session Draft Legislation\)](#)

**Audio:**

- [Draft Legislation "Alternative Pain Management Study"](#)
- [Alternative Pain Management Study \(2018 General Session Draft Legislation\)](#)

*[Action: No action was taken on this draft bill. Rep. Dunnigan stated that the bill will be heard again by the Health Reform Task Force in two weeks]*

**HEALTH AND HUMAN SERVICES INTERIM COMMITTEE**

<b>Bill Title/Subject Matter:</b>	<b>Medical Cannabis</b>
Legislator(s) –Sponsor:	<b>Rep. Brad Daw</b>
Interested Parties:	<b>Richard Oborn, Utah State Office of Vital Records and Statistics, Dept. Of Health Dr. Marc Babitx, Cannabinoid Product Board Dr. Karen Wilcox, Cannabinoid Product Board</b>
Code Reference:	

**Description:** The committee received reports regarding medical cannabis and considered draft legislation that amends provisions related to the Cannabinoid Product Board. The expansion includes a review of extended cannabinoid products, which would allow study of products with any level of THC.

**Meeting Materials:**

- [Medical Cannabis -- Cannabinoid Product Board Membership Amendments \(draft legislation by Rep. Daw\)](#)
- [Cannabinoid Product Board Report -- 2017 Annual Report \(Source: Utah Department of Health\)](#)

**Audio:**

- [Medical Cannabis](#)

*[Action:Rep. Daw MADE THE MOTION to approve Cannabinoid Product Board Membership Amendments as a committee bill. PASSED]*

<b>Bill Title/Subject Matter:</b>	<b>Opioid Misuse</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	

**Description:**

**Meeting Materials:**

**Audio:**

- [Opioid Misuse](#)

*[Action: No action was taken, information only.]*

<b>Bill Title/Subject Matter:</b>	<b>Health Reform Task Force – Report</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	

**Description:** The committee heard an update on health care reform, including information regarding Utah’s Medicaid waiver (#1 in the report below).

**Meeting Materials:**

- [Health Reform Task Force -- 2017 Preliminary Report](#)

**Audio:**

- [Health Reform Task Force – Report](#)

*[Action: This agenda item was moved to the next meeting.]*

**POLITICAL SUBDIVISIONS INTERIM COMMITTEE**

<b>Bill Title/Subject Matter:</b>	<b>Draft Legislation “Local Government Indigent Defense Requirement” &amp; “Misdemeanor Amendments”</b>
Legislator(s) –Sponsor:	<b>Sen. Thatcher</b>
Interested Parties:	<b>Marshall Thompson, Director, Utah Sentencing Commission</b>
Code Reference:	<b>2018FL-0216/009 &amp; 2018FL-0377/006</b>

**Description:** Throughout the interim, the committee has discussed issues related to the penalties that local governments are authorized to establish in statute. At this meeting, the committee considered the draft legislation to address the issues:

- **Local Government Indigent Defense Requirement** – This bill requires governments to include information regarding indigent legal defense of an indigent individual in ordinances with criminal penalties that include any possibility of imprisonment. Passed
- **Misdemeanor Amendments** – This bill reduces to an infraction certain offenses currently designated as misdemeanors for which the punishment or classification is not specified.

**Meeting Materials:**

- [Draft legislation, "Local Government Indigent Defense Requirement"](#)
- [Draft legislation, "Misdemeanor Amendments"](#)

**Audio:**

- [Draft Legislation Related to Local Government Enforcement Mechanisms](#)
- [Draft legislation, "Local Government Indigent Defense Requirement"](#)
- [Draft legislation, "Misdemeanor Amendments"](#)

*[Action: Senator Thatcher MADE THE MOTION TO recommend Local Government Indigent Defense Requirement as a committee bill. PASSED]*

*[Action: Senator Thatcher MADE THE MOTION TO recommend Misdemeanor Amendments. PASSED]*

<b>Bill Title/Subject Matter:</b>	<b>Draft Legislation Related to the Mental Health Crisis Line</b>
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Legislator(s) –Sponsor:	<b>Sen. Thatcher</b>
Interested Parties:	
Code Reference:	<b>2018FL-0788/002 &amp; 2018FL-0791/001</b>
<p><b>Description:</b> At the August 23 meeting, the committee received a report from the Mental Health Crisis Line Commission that included the commission’s recommendations related to the statewide mental health crisis line. The committee voted to open bill files to address the commission’s recommendations and, at this meeting, will consider the following draft legislation:</p> <ul style="list-style-type: none"> <li>• <b>Mental Health Crisis Line Amendments</b> – The draft bill directs the Division of Substance Abuse and Mental Health (division) to enter into or modify contracts to provide the statewide mental health crisis line; requires the division to ensure that the statewide mental health crisis line meets certain staffing and operational standards; requires local mental health authorities to ensure that local mental health crisis lines meet certain staffing and operational standards; requires local mental health authorities and the division to ensure that calls may be transferred from local mental health crisis lines to the statewide mental health crisis line to ensure a timely and effective response to calls; amends the duties of the Mental Health Crisis Line Commission; and makes technical and conforming changes.</li> <li>• <b>Mental Health Crisis Line Commission Sunset Amendments</b>– The draft bill amends the sunset date for the Mental Health Crisis Line Commission to July 1, 2023.</li> </ul> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Draft legislation, "Mental Health Crisis Line Amendments"</a></li> <li>• <a href="#">Draft legislation, "Mental Health Crisis Line Commission Sunset Amendments"</a></li> </ul> <p><b>Audio:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Draft Legislation Related to the Mental Health Crisis Line</a></li> <li>• <a href="#">Draft legislation, "Mental Health Crisis Line Commission Sunset Amendments"</a></li> <li>• <a href="#">Draft legislation, "Mental Health Crisis Line Amendments"</a></li> </ul> <p><i>[Action: This agenda item was moved to the next meeting.]</i></p>	
<b>Law Enforcement and Criminal Justice Interim Committee</b>	
<b>Bill Title/Subject Matter:</b>	<b>Performance Audit of Statewide Investigative Functions</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>Jake Dinsdale and Brian Dean, Office of the Legislative Auditor General Leo Lucey, Chief of Criminal Investigations, Utah Office of the Attorney General Major Brian Redd, Division Director, State Bureau of Investigation</b>
Code Reference:	
<p><b>Description:</b> The committee received a presentation from the Office of the Legislative Auditor General on their report, “A Performance Audit of Statewide Investigative Functions.” Bills in past legislative session sparked tension between the offices and questions regarding</p> <ul style="list-style-type: none"> <li>• The proper role and funding of each office (including whether redundancies exists)</li> <li>• Best practices in other states. The committee also received a response to the audit from the Office of the Attorney General and the Department of Public Safety.</li> </ul> <p>Details are available in the meeting materials below.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">A Performance Audit of Statewide Investigative Functions</a></li> <li>• <a href="#">2017 Attorney General SECURE Stats</a></li> <li>• <a href="#">2016 Attorney General SECURE Stats</a></li> </ul>	

- [2015 Attorney General SECURE Stats](#)

**Audio:**

- [Performance Audit of Statewide Investigative Functions](#)

*[Action: No action was taken, information only.]*

<b>Bill Title/Subject Matter:</b>	<b>Follow-Up on Sex Offender Treatment Program</b>
Legislator(s) –Sponsor:	<b>August Lehman and Brian Dean, Office of the Legislative Auditor General</b>
Interested Parties:	
Code Reference:	

**Description:** The Office of the Legislative Auditor General provided the committee with a follow-up to the audit of sex offender treatment programs presented to the committee on May 17, 2017. Details are available in the meeting materials below.

**Meeting Materials:**

- [Performance Audit of the Sex Offender Treatment Program](#)

**Audio:**

- [Follow-Up on Sex Offender Treatment Program](#)

*[Action: No action was taken, information only.]*

<b>Bill Title/Subject Matter:</b>	<b>Impact of Corrections Education Programs on Recidivism</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>Mike Haddon, Deputy Director, Utah Department of Corrections</b>
Code Reference:	

**Description:** The committee received a report from the Department of Corrections on how corrections education programs have affected recidivism rates in Utah.

**Meeting Materials:**

- [Inmate Education](#)

**Audio:**

- [Impact of Corrections Education Programs on Recidivism](#)

*[Action: No action was taken, information only.]*

<b>Bill Title/Subject Matter:</b>	<b>Off-Duty Law Enforcement Work</b>
Legislator(s) –Sponsor:	<b>Rep. Lee Perry</b>
Interested Parties:	
Code Reference:	<b>2018FL-0072/002</b>

**Description:** The committee did not discuss draft legislation addressing the requirements for a law enforcement officer to engage in off-duty employment as planned, but the draft legislation is available below in the meeting materials.

**Meeting Materials:**

- [Draft Legislation "Off Duty Law Enforcement Officer Employment Amendments" \(2018FL-0072/002\)](#)

**Audio:** None

<i>[Action: No action was taken.]</i>	
<b>Bill Title/Subject Matter:</b>	<b>JRI Report</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>Doreen Weyland and Sofia Nystrom, Utah Commission on Criminal and Juvenile Justice</b>
Code Reference:	
<p><b>Description:</b> The Utah Commission on Criminal and Juvenile Justice provided their annual report on the Justice Reinvestment Initiative.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Utah Justice Reinvestment Initiative 2017 Annual Report</a></li> </ul> <p><b>Audio:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">JRI Report</a></li> </ul> <p><i>[Action: No action was taken, information only.]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>Aggravated Murder Amendments</b>
Legislator(s) –Sponsor:	<b>Sen. Karen Mayne</b>
Interested Parties:	
Code Reference:	<b>2018FL-0746/002</b>
<p><b>Description:</b> The committee discussed draft legislation that clarifies and makes additions to the designation of aggravated murder victims. The bill adds correctional officers, special function officers, search and rescue personnel, emergency medical personnel, ambulance personnel, and security officers to the list of potential aggravated murder victims; and clarifies that all peace officers and emergency responders as defined in Utah Code are also to be designated as potential victims of aggravated murder.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Draft Legislation, "Aggravated Murder Amendments" (2018FL-0746/002)</a></li> </ul> <p><b>Audio:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Aggravated Murder Amendments</a></li> </ul> <p><i>[Action: Sen. Thatcher MADE THE MOTION to recommend Aggravated Murder Amendments with a favorable recommendation.]</i></p>	

JUDICIARY INTERIM COMMITTEE	
<b>Bill Title/Subject Matter:</b>	<b>Warrant Requirements</b>
Legislator(s) –Sponsor:	<b>Rep. Hall</b>
Interested Parties:	
Code Reference:	<b>2018FL-0792/008</b>
<p><b>Description:</b> The committee discussed this topic in its September meeting. The committee considered draft legislation.</p> <p><b>Meeting Materials:</b></p> <ul style="list-style-type: none"> <li>• <a href="#">Draft legislation "Blood Testing Amendments" (2018FL-0792/008)</a></li> </ul>	

**Audio:**

- [Draft legislation "Blood Testing Amendments" \(2018FL-0792/008\)](#)

**[Action:]**

<b>Bill Title/Subject Matter:</b>	<b>Restricting Contact to Protect the Personal Safety of an Individual</b>
Legislator(s) –Sponsor:	<b>Senator Weiler</b>
Interested Parties:	
Code Reference:	<b>2018FL-0524/009</b>

**Description:** The committee discussed this topic in its June meeting. The committee considered draft legislation. This bill modifies definition of "crime victim" as it relates to dating violence; addresses violation of specified protective orders; modifies definition of "cohabitant" and "ex parte protective order"; amends provisions for forms of petitions and protective orders; addresses duties of law enforcement officers; addresses when and how a court may act ex parte; modifies provisions related to mutual protective orders; amends continuing duty to inform court of other **proceedings; and addresses** dismissal or expiration of protective orders.

**Meeting Materials:**

[Draft legislation "Domestic Violence, Dating Violence, and Stalking Amendments" \(2018FL-0524/009\)](#)

**Audio:**

[Draft legislation "Domestic Violence, Dating Violence, and Stalking Amendments" \(2018FL-0524/009\)](#)

**[Action:]**

<b>Bill Title/Subject Matter:</b>	<b>Justice Reinvestment Initiative (JRI)</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	

**Description:**

**Meeting Materials:**

- [Utah Justice Reinvestment Initiative "JRI" 2017 Annual Report](#)
- [Justice Reinvestment Initiative 'JRI' 2017 Annual Report - Highlights](#)

**Audio:**

- [Justice Reinvestment Initiative \(JRI\)](#)
- [Utah Justice Reinvestment Initiative "JRI" 2017 Annual Report](#)
- [Justice Reinvestment Initiative 'JRI' 2017 Annual Report – Highlights](#)

**[Action:]**

<b>Bill Title/Subject Matter:</b>	<b>Lawsuits that Challenge the Constitutionality of State Law</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	

**Description:** Utah Code §67-5-1 requires the Office of the Attorney General to prepare a written report on the status and progress of any lawsuits that challenge the constitutionality of state law.

<b>Meeting Materials:</b> <ul style="list-style-type: none"> <li>• <a href="#">Lawsuits that Challenge the Constitutionality of State Law -- cover letter</a></li> <li>• <a href="#">Lawsuits that Challenge the Constitutionality of State Law</a></li> </ul> <b>Audio:</b> <ul style="list-style-type: none"> <li>• <a href="#">Lawsuits that Challenge the Constitutionality of State Law</a></li> <li>• <a href="#">Lawsuits that Challenge the Constitutionality of State Law -- cover letter</a></li> </ul> <i>[Action: No action was taken, information only.]</i>	
<b>Bill Title/Subject Matter:</b>	<b>Driving Under the Influence (DUI)</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	
<b>Description:</b> Utah Code §41-61-511 requires the courts and the Department of Public Safety to collect DUI related data. The Commission on Criminal and Juvenile Justice prepares an annual DUI report.	
<b>Meeting Materials:</b> <ul style="list-style-type: none"> <li>• <a href="#">DUI 2017 Annual Report</a></li> </ul> <b>Audio:</b> <ul style="list-style-type: none"> <li>• <a href="#">Driving Under the Influence (DUI)</a></li> <li>• <a href="#">DUI 2017 Annual Report</a></li> </ul> <i>[Action: No action was taken, information only.]</i>	
<b>Bill Title/Subject Matter:</b>	<b>Mens Rea Reform</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	
<b>Description:</b> The committee discussed this topic in its September meeting. A proposal was presented in today's meeting.	
<b>Meeting Materials:</b>	
<b>Audio:</b>	
<i>[Action: No action was taken, information only.]</i>	
<b>Bill Title/Subject Matter:</b>	
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	
<b>Description:</b>	
<b>Meeting Materials:</b>	
<b>Audio:</b>	



*[Action: No action was taken, information only.]*